



FEDERAL ELECTION COMMISSION
WASHINGTON, D C 20463

CERTIFIED MAIL
RETURN RECEIPT REQUESTED

JUN 07 2006

Gary R. Gruver

Washington, DC 20009

RE: MUR 5155

Dear Mr. Gruver:

This is in reference to the complaint you filed with the Federal Election Commission concerning Friends for a Democratic White House. Based on that complaint, on June 3, 2002, the Commission found that there was reason to believe that Friends for a Democratic White House and Lynn Sammartino, as treasurer; Swing States PAC and Marsha McCoy-Pfister, as treasurer; and Jerome Dewald violated 2 U.S.C. § 438(a)(4), a provision of the Federal Election Campaign Act of 1971, as amended ("the Act"), and instituted an investigation in this matter.

However, after considering the circumstances of this matter, the Commission determined to take no further action as to Friends for a Democratic White House and Jonathon Mosier, in his official capacity as treasurer; Swing States for a Conservative White House and Marsha McCoy-Pfister, in her official capacity as treasurer; Jerome Dewald (collectively, "the Respondents"); and TRKC, Inc., and closed the file in this matter on May 9, 2006. At the same time, the Commission admonished the Respondents that using information derived from Commission disclosure reports to solicit contributions is a violation of the Act.

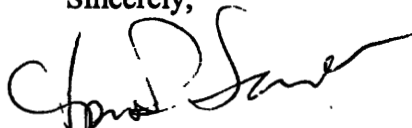
Documents related to the case will be placed on the public record within 30 days. See Statement of Policy Regarding Disclosure of Closed Enforcement and Related Files, 68 Fed. Reg. 70,426 (Dec. 18, 2003). A copy of the dispositive General Counsel's Report is enclosed for your information.

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The Federal Election Campaign Act of 1971, as amended, allows a complainant to seek judicial review of the Commission's dismissal of this action. *See* 2 U.S.C. § 437g(a)(8). If you have any questions, please contact me at (202) 694-1650.

Sincerely,

A handwritten signature in black ink, appearing to read "April J. Sands", written in a cursive style.

April J. Sands
Attorney

Enclosure
General Counsel's Report

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